

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: **Jon E. Badenell**

GROUP ART UNIT: **2623**

SERIAL NO.: **10/690,936**

FILED: **October 22,2003**

EXAMINER: **Ekpo, Nnenna N.**

**FOR: Systems and Methods for  
Formulating and Delivering Video  
Having Perishable Information**

Attorney Docket No.: W2100/288328

**Mail Stop Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION REGARDING EXAMINER INTERVIEW SUMMARY**

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This Communication is being submitted in reply to the Examiner Interview Summary  
dated April 29, 2010.

**Remarks** begin on page 2 of this paper.

## REMARKS

Applicant would like to thank the Examiner and the Examiner's supervisor for the courteous interview with Applicant's representative held on April 20, 2010. During the interview, Applicant's representative explained the operation of the present invention with reference to claim 16. Applicant's representative noted that claim 16 recites "creating a script based on the request," and using the script in "combining" various segments "to create the video program." Applicant's representative distinguished the operation of the present invention from Zereski, Jr. et al. by noting that the reference does not teach or suggest creating a script, and therefore, does not create a video program in response to request. Rather, Zereski, Jr. et al. creates presentations in advance, and stores them in a presentation database for access by users. The Examiner's supervisor indicated that he appreciated the distinction, but needed to further consider Zereski, Jr. et al.

Respectfully submitted,

Date: May 24, 2010

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